



Cincinnati Police Department
STAFF NOTES

May 30, 2006

Colonel Thomas H. Streicher, Jr., Police Chief



Planning Section

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Training Section

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Law Department

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Information Technology Management Section

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Chief's Office

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1. LEGAL UPDATE – RESIDENCY REQUIREMENTS

Attached to these Staff Notes is a letter from David E. Rager, City Manager, explaining the new State law, Ohio Revised Code 9.481. This law went into effect on May 1, 2006, and could potentially affect residency requirements for employees of the City of Cincinnati.

2. CPR TRAINING FOR NON-SWORN PERSONNEL

The Police Academy will offer voluntary CPR Training for non-sworn personnel on June 2, August 4, October 6, and December 1, 2006. Personnel who pass the course will be certified through the American Heart Association. Class size is limited and will be filled on a first come, first served basis. All classes will be held at the Academy from 0800 hours to 1600 hours. Casual attire should be worn.

Personnel interested in attending must submit a Form 17 through the chain of command. Questions regarding this training may be directed to Lieutenant Anthony Carter at 357-7558.

3. REPEAL OF ADMINISTRATIVE REGULATION NO. 2, MUNICIPAL REFERENCE LIBRARY

Administrative Regulation No. 2, Municipal Reference Library, has been repealed. Publications have been donated to the Archives and Rare Books Library of the University of Cincinnati.

4. OHIO LOCAL LAW ENFORCEMENT INFORMATION-SHARING NETWORK (OHLEISN)

During 2005, Police Department personnel were able to apply for access to the State of Ohio Attorney General's Ohio Local Law Enforcement Information-Sharing Network (OHLEISN), also known as the Ohio Law Enforcement Gateway (OHLEG). Applications were routed either through Planning Section or Information Technology Management Section (ITMS) to the State of Ohio. All personnel who applied should have received confirmation from the State of Ohio as to their passwords, etc. The OHLEISN database is maintained by the State of Ohio. If personnel are having technical difficulties once on the OHLEISN site, such as running queries, personnel should contact OHLEISN support staff directly at 614-761-8365. If personnel are unsure if they applied for OHLEISN access, please contact ITMS at 263-8080. ITMS has the current master list for all Department employees who applied, but DOES NOT have a list of employee passwords.

5. INTRANET/DESKTOP VERSION OF THE PROCEDURE MANUAL

To make the Intranet/Desktop version of the Procedure Manual more user friendly, the Procedure Manual can now be searched either numerically or alphabetically by procedure title. Once you open the Procedure Manual, if you click the underlined word "TITLE", the procedures will be listed in alphabetical order by the procedure title. If you click on the underlined word "NUMBER", the procedures will be listed in numerical order by procedure number. Please contact Information Technology Management Section at 263-8080 if further information is required.

6. THANK YOU LETTERS

[Attached](#) to these Staff Notes are several letters of appreciation and praise written to the Police Chief for the professionalism displayed by our Department and specifically the following officers:

Captain Doug Wiesman
Sergeant Eric Franz
Sergeant Brian Coates
Police Officer John Brown

Captain Ken Jones
Sergeant William Bell
Police Officer Kat Thompson
Police Officer Jason Hesselbrock

City of Cincinnati



Interdepartmental
Correspondence Sheet

May 16, 2006

TO: City of Cincinnati Employees

FROM: David E. Rager, City Manager

SUBJECT: Residency Requirements

On May 1, 2006, a new state law went into effect that potentially could affect residency requirements for public employees across the State of Ohio, including City of Cincinnati employees. I say potentially, because unfortunately the wording of the law is not clear and is now being challenged in several courts across the state. So far, Cleveland, Akron, Toledo, Youngstown, and Dayton have sued the state. Cincinnati is also proceeding with filing a lawsuit as well.

Because of the confusion created by the law and the court challenges, I feel it is important to explain to you the current status of residency requirements, while the lawsuits are being resolved by various courts. Basically, the City intends to maintain the residency requirements that were in effect before May 1, 2006, until a final decision is made in the courts.

What does the state law *potentially* do?

The new state law (Ohio Revised Code 9.481) says that political subdivisions, which include cities, towns, and villages in Ohio, are prohibited from requiring that their permanent, full-time employees reside in any specific area of the state, as a condition of employment. The only exceptions provided in the state law are that the voters or the municipal legislators of a political subdivision are allowed to approve local laws which require all permanent, full-time employees to live in the county or surrounding counties in which the political subdivision is located.

For example, under the new law, either the voters or Cincinnati Council could vote to approve a law which requires all permanent, full-time City employees to live in either Hamilton, Butler, Warren, or Clermont Counties. (Employees could not live in Kentucky or Indiana.) As for part-time employees or volunteers, the City would be permitted to enforce residency restrictions which require such persons to live in the City or Hamilton County.

Why are cities challenging the state law in court?

The Ohio Constitution gives certain cities in the state something called "home rule" powers. Some of the cities with home rule powers are Cleveland, Toledo, Cincinnati, Columbus, Akron, Youngstown, and Dayton. State law says the cities with home rule powers can pass their own laws which only apply within the boundaries of their city. Home rule power allows Cincinnati to pass laws such as additional drug enforcement, parking and traffic laws, street vendor and dance hall license laws, etc. Cities consider home rule very important because it allows them to create special laws to better serve their citizens.

The cities with home rule powers believe that the State of Ohio violated the home rule provisions of the state constitution when it enacted a new state law on residency. Thus, the home rule cities have sued the State and are asking the courts to rule that the state law is unconstitutional.

What will happen next?

Each of the cities that sued will argue its case in the Court of Common Pleas in the county where the city is located. As each of these courts makes a decision, its ruling can be appealed to the Court of Appeals for each county. Once the Court of Appeals rules, its ruling can be appealed to the Ohio Supreme Court. So it is possible that there can be different decisions from several Courts of Common Pleas, which are then appealed to several different Courts of Appeals, which then finally end up in several different cases before the Ohio Supreme Court. The entire process could take anywhere from two to four years to complete.

It is also possible that the courts could handle the cases differently, but I think my explanation helps you understand why this is confusing. It is very uncertain at this time whether the courts are going to decide that the new state law is legal or illegal.

What is the residency requirement right now for Cincinnati employees?

Cincinnati is a home rule city. So we believe that the State of Ohio passed a law that is unconstitutional. Like the other cities across the state, we are going to ask a judge to decide whether the law is legal or not. Until the courts make a final decision, we are going to use the City's current residency requirements as spelled out in Administrative Regulation 44. But to put it simply, the City's residency requirements that were in effect before May 1, 2006 are still in effect and will remain in effect until a final decision is made in the courts.

If you have any questions about the City's residency requirements, ask your supervisor. Your supervisor may not have the answer, but he or she can pass your question along to your department head who will get you an answer. We will try to provide information to you as the courts make their decisions, but remember that this could take anywhere from two or four years.

FATH PROPERTIES

255 EAST FIFTH STREET
SUITE 2300
CINCINNATI, OHIO 45202
TELEPHONE (513) 721-4070
FAX (513) 721-4088

April 24, 2006

Honorable Mark Mallory, Mayor of Cincinnati
David Rager, City Manager
James Tarbell, Vice Mayor
Cincinnati Council Members: Jeff Berding, Chris Bortz, Laketa Cole, John Cranley,
David Crowley, Leslie Ghiz, Chris Monzei, Cecil Thomas
801 Plum Street
Cincinnati, Ohio 45202

Dear Mayor Mallory, Mr. Rager, Council Members, and Chief Streicher,

I am writing to commend your recent enhanced attention to issues of crime and safety in Over-the-Rhine, including additional police patrols and task forces.

Over-the-Rhine is a neighborhood in transition. We know that improvement has already begun. The Art Academy has relocated; Cincinnati Opera has invested in new offices in Music Hall; plans are well underway for CPS's new arts school. We are especially encouraged by the efforts of 3CDC. However, if the climate of violence remains, these improvements will have little meaning.

The recent focus on the safety of those who live and work in Over-the-Rhine has made a difference. Although I hear that these efforts are currently planned for a limited time, I want to encourage you to continue the increased attention that has been directed to Over-the-Rhine. If this activity is not sustained, many of us fear a return to an unacceptable level of crime and violence.

Without a safer, more orderly environment, the success of our many projects in Over-the-Rhine will be jeopardized. Most particularly, Music Hall is the linchpin in this neighborhood's viability. As a city-owned facility housing three of the region's major arts organizations – Cincinnati Opera, Cincinnati May Festival, Cincinnati Symphony Orchestra – Music Hall and its immediate neighborhood must be perceived as safe and attractive destinations.

Those of us who frequent and love the arts have invested considerable time and resources in the arts organizations of Over-the-Rhine. We urge you to leverage our investment and keep at it until the worst problems have been contained or eliminated. We are eager to support you in any way that's appropriate for business leaders and concerned citizens to be involved.

Sincerely,


Harry Fath

OHIO CENTER FOR LAW-RELATED EDUCATION

Creating Star Players for Our Democracy



May 5, 2006

Sgt. William Bell
Cincinnati Police Department
310 Ezzard Charles Drive
Cincinnati, OH 45214

Dear Sgt. Bell:

On behalf of the Ohio Center for Law-Related Education (OCLRE) and the participants of the 12th Annual Youth for Justice Summit, thank you for volunteering your time to serve as a project evaluator! I hope you enjoyed the event as much as our participants did, as indicated by their complimentary comments on the program evaluations. The OCLRE staff was quite pleased with the success of the event and, again based on the comments we received, fully attribute this success to the support and enthusiasm of our volunteers, and your positive interactions with the Youth for Justice students! I hope you will consider joining us again for future Summits.

The following schools/teams were acknowledged by project evaluators for having "outstanding" projects:

- Emerson Middle School (Lakewood, OH)—Team #5, "Smoke Free in Lakewood"
- Jefferson Twp. Middle School (Dayton, OH)—"Cyber-bullying"
- Lincoln Elementary School (Lakewood, OH)—Team #1 & Team #2, "Reaching Out to Lakewood Seniors" and "Too Much Litter in Lakewood," respectively
- Robinson Jr. High School (Toledo, OH)—"Gangs & Gang Prevention"
- Troy Jr. High School (Troy, OH)—"Depression & Stress in Teens"

The OCLRE appreciates your commitment to law-related education and your willingness to share your time with others in Ohio's education, law enforcement, community service and legal communities who share our dedication to "creating star players for our democracy."

OCLRE Sponsors

Ohio State Bar Association
Office of Ohio Attorney General
The Supreme Court of Ohio
American Civil Liberties Union

Executive Director

Deborah DeHaan
P.O. Box 16562
Columbus, Ohio 43216-6562
1700 Lake Shore Drive
Columbus, Ohio 43204
614-485-3510 (Local)
toll-free 877-485-3510
614-486-6221 (Fax)
www.ocltre.org
a 501(c)(3) organization

Sincerely yours,

Kate
Kate Strickland
Program Coordinator

*Your help is greatly appreciated!
Hope you'll continue to join us. ☺*

City of Cincinnati



Leslie Ghiz
Member of Council

City Hall, Room 354
801 Plum Street
Cincinnati, Ohio 45202-1979
Phone (513) 352-3344
Fax (513) 352-3277
E-Mail: leslie.ghiz@cincinnati-oh.gov

COMMITTEES

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Law & Public Safety

VICE-CHAIR

Economic Development

Member

Finance

April 26, 2006

Tom Streicher
310 Ezzard Charles Dr.
Cincinnati Ohio 45214

Dear Chief Streicher,

On April 14 and April 25th, I had the pleasure of riding with officer John "Isaiah" Brown in District III and Officer Jason Hesselbrock in District I. To see first hand, what these men do on a daily basis is an experience I will never forget.

While we were in some of our city's most crime-infested neighborhoods, during the most *active* hours, I never felt the least-bit threatened. Officers Brown and Hesselbrock were both extremely polite, honest, professional, and well trained. I have never been more proud to be a Councilmember and citizen of Cincinnati. Both Officers are walking examples of what is great about Cincinnati. I want you to know I can never thank them enough for the service they provide to myself and every citizen of Cincinnati.

Thank you for allowing me to view first hand the services provided by our police department. I am convinced we have some of the best officers in the country, and I am committed to working with you to help make Cincinnati safer.

Thanks,

Leslie
Leslie Ghiz

cc: Col. Jenke

Equal Opportunity Employer

Richard L. Doherty
412 Liberty Hill, condo 4E
Cincinnati, Ohio 45202-0998
(513) 658-6621

Officer Kat Thompson
Cincinnati Police Dept.
District 4
4150 Reading Road
Cincinnati, Ohio 45229

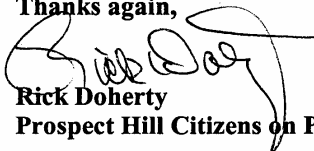
May 20, 2006

Dear Officer Thompson,

I am writing to thank you for taking me on a civilian ride-along on Saturday, May 13th, 2006 (third shift). I have to say it was one of the most exciting nights in recent memory. I think I missed my calling. I should have become a police officer.

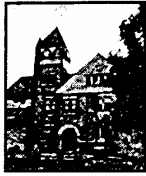
In the eight hours I spent with you on patrol I noticed that you exhibit all of the fine qualities one might expect from a professional police officer. I am glad that I live in a city that has officers such as you.

Thanks again,



Rick Doherty
Prospect Hill Citizens on Patrol Program volunteer

copy: Capt. Richard Schmalz, District 4 Commander
Sgt. Eric Franz, Citizens on Patrol Program Coordinator



The Westwood Historical Society

PO Box 11095 • Cincinnati, OH 45211

May 21, 2006

Captain Raabe
District 3 Police Station
3201 Warsaw Ave
Cincinnati, OH 45205

Dear Captain Raabe,

I wanted to extend a thank you to District 3 for all the assistance we received for the 2006 Westwood Home Tour on Sunday, May 7. As in the past, Sgt Brian Coates was helpful in assisting us to finalize our shuttle route prior to the tour and then arranging adequate police officers on the day of the tour to keep an eye on things to make sure the patrons enjoyed a safe and uneventful home tour.

The Westwood Home Tour has become a wonderful community event with everyone pitching in to do their part. Thank you to everyone in your department who had a hand in making this third home tour a successful event.

Sincerely,

Liz Kissel
President
The Westwood Historical Society



David C. Crowley
Member of Council

5/4/06

Captain Jones,

Thanks for all your
time on the ride-along
this morning and for
helping me appreciate the
policing problems we have
in Cincinnati. As I mentioned
I really believe our police
department continues to improve
year after year. Thanks, David

Dear Eric FRANZ

I am writing to thank you for sharing your knowledge and experiences with my Volunteer Management class at NKU. Your discussion of Citizens on Patrol was interesting, informative and even entertaining at times!

I understand that you are an extremely busy person and that you have numerous evening →

events and activities, so I truly appreciate your taking the time to visit with my class.

I hope that this "guest lecture" was positive in some way for you and that you would consider doing it again in the near future.



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With gratitude,
Julie
Olberding



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(513) 385-7504 • FAX (513) 245-6603 • www.coleraintwp.org

May 23, 2006

Colonel Thomas H. Streicher, Jr.
Cincinnati Police Department
310 Ezzard Charles Drive
Cincinnati, OH 45214

Dear Chief Streicher, *Tom*

On behalf of the Ohio Association of Chiefs of Police and myself I would like to personally commend a member of your agency who assisted us with a training presentation entitled, "Managing Critical Incidents" conducted in Columbus May 21-22, 2006. The training was presented to a group of 23 law enforcement officers from around the state including several police chiefs and command officers. Based on the evaluations that were submitted, the training was well received. The material presented was deemed pertinent by the participants toward successfully managing a critical incident whether the incident involves a natural disaster, a transportation accident, a fire/hazardous material incident, or as a result of a criminal act.

CAPTAIN DOUGLAS WIESMAN

made a presentation on Lessons Learned from the 2001 Riots in Cincinnati. He presented himself in a very professional manner and represented the Cincinnati Police Department in an honorable fashion. The material he presented added to the overall success of the seminar.

I commend Captain Wiesman for his dedication to duty and commitment to the field of law enforcement. I know you are extremely proud to have officers of this caliber in your organization. Please extend my appreciation to Captain Wiesman and thank him for the time he committed to this endeavor.

Respectfully,

Steven J. Sarver, CLEE
Chief of Police